

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	
v.	)	CRIMINAL NO. 03-10364-RWZ
	)	
	)	
KENNETH WAGNER	)	

**PROPOSED EXHIBIT LIST**

The United States of America, by United States Attorney Michael J. Sullivan and Assistant United States Attorney Nadine Pellegrini, hereby submits its Proposed Exhibit List in the above-captioned action. The government reserves the right to supplement, modify, or withdraw this list.<sup>1</sup>

<u>EXHIBIT NO.</u>	<u>DESCRIPTION</u>
1	FAA Medical File for Kenneth Wagner
2	Form 8500 Airmen's Medical Certificate dated 9/5/01 for Kenneth Wagner
2a.	Form 8500 Airmen's Medical Certificate dated 9/28/99 for Kenneth Wagner
3	5/6/03 Memo from Karen Kew
4	5/12/03 Action from Dr. Clark to Kenneth Wagner

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<sup>1</sup>With respect to those exhibits which come from the medical file, the government requests the a copy of the original be entered into the record so that the original document may remain with the Medical Folder. In addition, the government has provided a redacted version of Form 8500 to remove that portion which lists the penalties for a violation of 18 U.S.C. §1001.

5 5/13/03 Notes from Dr. Clark  
6 5/23/03 Letter from Kenneth Wagner  
to Dr. Clark  
7 5/29/03 Memo re: Medical Status  
8 5/30/03 Memo: Medical Status  
9 June 9, 2003 letter from Kenneth  
Wagner to Dr. Clark re: medical  
records  
10 Certified Medical Records for  
Kenneth Wagner from Dr. Richard  
Weiner  
11 Kenneth Wagner's letter to Sen.  
Edward Kennedy dated November 30,  
2003

Respectfully submitted,

MICHAEL J. SULLIVAN  
United States Attorney

By: /s/Nadine Pellegrini  
Nadine Pellegrini  
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

This is to certify that I have this day served upon the  
person listed below a copy of the foregoing document by  
electronic filing:

James Budreau, Esq.  
20 Park Plaza  
Boston, MA 02116

This 6<sup>th</sup> day of August, 2004.

/s/Nadine Pellegrini  
Nadine Pellegrini  
Assistant United States Attorney